

## CLASSIFICATION OFFICE DECISION

**Title of publication:** 000274\_Carved

**Other known title(s):** Not stated

**OFLC ref:** 2000330.045

**Medium:** Image File

**Maker:** Not stated

**Country of origin:** Not stated

**Language:** Not applicable

**Applicant:** Commissioner of Police

**Classification:** Unrestricted.

**Descriptive note:** None

**Display conditions:** None

**Date of entry in Register:** 25 November 2020

**Date of direction to issue a label:** No direction to issue a label has been issued

**Date of notice of decision:** 19 November 2020

### Summary of reasons for decision:

The image depicts a female who is clothed but part of one breast is inadvertently exposed. The subject's age cannot be determined with certainty but she does not unequivocally present as a young person and could easily be a young adult. Regardless of her age, there is nothing overtly sexual about the image. The image does not pass the "subject matter gateway" of s3(1) of the Films, Videos, and Publications Classification Act 1993, nor does it deal with matters under s3A or s3B of that Act. The publication must therefore be classified unrestricted. An unrestricted classification imposes no limitations on the right to freedom of expression provided by the New Zealand Bill of Rights Act 1990.